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F A C S I M I L E

TO:	Commissioner for Patents	DATE:	January 18, 2006
FAX:	(571) 273-8300	Re:	END0887USCIP1
FROM:	Dean L. Garner	No. of PAGES:	Including Cover Page : 14
If There Is Any Problem With This Fax, Please Contact: Kimberly Moses at 513-337-7019			

Patent Office:

I am transmitting the following documents:

This cover Sheet	1 page
Amendment to Office Action	8 pages
Copy of Office Action dated 10/31/05	<u>2 pages</u>
Petition for Revival Unintentionally	3 pages

Thank you for your help. Please contact me if you have problems with the transmission.

Sincerely,



Kimberly M. Moses
Executive Legal Assistant
Dean L. Garner and Gerry S. Gressel
Johnson & Johnson Law Department
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/687,503	10/15/2003	Kevin Doll	END-887CIP	9046
27777	7590	10/31/2005	EXAMINER	
PHILIP S. JOHNSON JOHNSON & JOHNSON ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933-7003			WEEKS, GLORIA R	
			ART UNIT	PAPER NUMBER
			3721	

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DATE MAILED: 10/31/2005

I&J PAT. DKT. SECTION

Please find below and/or attached an Office communication concerning this application or proceeding.

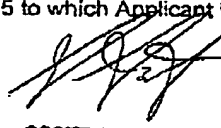
Notice of Abandonment	Application No.	Applicant(s)	
	10/687,503	DOLL ET AL.	
	Examiner	Art Unit	
	Gloria R. Weeks	3721	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 20 April 2006.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☒ A reply was received on 18 April 2005 but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

A bona fide attempt at a proper reply was received on April 18, 2005, which included an improper status identifier on the claims submitted. Therefore, a Notice of Non-compliance was mailed on April 20, 2005 to which Applicant has failed to respond.


SCOTT A. SMITH
 PRIMARY EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.